



4900 River Oaks Boulevard River Oaks, Texas 76114

Mayor  
**Herman D. Earwood**

City Council  
Mayor Pro Tem/Place 3  
**Joe Crews**

Place 1  
**JoAnn Butler**

Place 2  
**Steve Holland**

Place 4  
**Joe Ashton**

Place 5  
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City Secretary  
**Marvin Gregory**

Fire Chief  
**Ron Short**

Police Chief  
**Avin Carter**

Public Works Director  
**James Hatley**

Library Director  
**Mary Earwood**

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Fax  
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Website  
**www.riveroakstx.com**

## NOTICE TO THE PUBLIC

A REGULAR MEETING OF THE RIVER OAKS CITY COUNCIL IS SCHEDULED IN THE RIVER OAKS CITY COUNCIL CHAMBERS, 4900 RIVER OAKS BLVD. ON TUESDAY

**SEPTEMBER 25, 2012**  
**7:00 PM**

I certify that the above notice of meeting was posted on the bulletin board outside the River Oaks City Hall, 4900 River Oaks Blvd., a place that is accessible to the general public at all times, and that said notice was posted on **Friday, September 21, 2012 at 3:45 P.M.**

MARVIN GREGORY, CITY SECRETARY

## AGENDA

1. CALL TO ORDER
2. INVOCATION
3. PLEDGE OF ALLEGIANCE TO UNITED STATES FLAG AND THE TEXAS FLAG  
**"HONOR THE TEXAS FLAG; I PLEDGE ALLEGIANCE TO THEE, TEXAS, ONE STATE UNDER GOD, ONE AND INDIVISIBLE"**
4. READING OF PROCLAMATION(S) BY MAYOR:
  - "EAGLE SCOUTS CLINTON RAY WILLESEN DAY"
5. **CONSENT AGENDA:** ALL ITEMS UNDER THIS SECTION ARE RECOMMENDED FOR APPROVAL FOR THE "CONSENT AGENDA". THESE ITEMS ARE OF A ROUTINE NATURE AND REQUIRE ONLY BRIEF DELIBERATION BY COUNCIL. **COUNCIL RESERVES THE RIGHT TO REMOVE ANY ITEM ON THE CONSENT AGENDA FOR FURTHER DELIBERATION.**
  - A. MINUTES OF REGULAR COUNCIL MEETING SEPTEMBER 11, 2012
  - B. BILLS PAYABLE FOR PERIOD ENDING SEPTEMBER 25, 2012
6. DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.



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**PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:**

7. DISCUSSION AND/OR ACTION REGARDING COMPLAINT OF JANN JONES OVER THE CANCELLATION OF THE ZUMBA CLASSES AT COMMUNITY CENTER BEGINNING ON SEPTEMBER 10, 2012.
8. CONSIDER APPROVAL OF **RESOLUTION # 742-2012** FOR SPECIAL EVENT PERMITTING IN ORDER FOR SUPER SAVE GROCERY STORE TO HOLD AN OUTDOOR EVENT IN THE PARKING LOT AT THE BUSINESS LOCATED AT 5116 RIVER OAKS BLVD.
9. CONSIDER APPROVAL OF **RESOLUTION # 743-2012** APPROVING THE SALE OF REAL PROPERTY AT 1129 ST. EDWARDS ACQUIRED AT A DELINQUENT TAX FORECLOSURE SALE
10. CONSIDER APPROVAL OF CHANGE ORDER REGARDING THE REHABILITATION OF BACKWASH PONDS AND RECIRCULATION FACILITIES PROJECT AT THE WATER PLANT.
11. DISCUSSION AND/OR ACTION UNDER THE WNV MOSQUITO SURVEILLANCE REPORT PURSUANT TO RESOLUTION 552 AS PRESENTED BY PWD HATLEY AND EMC JAMES MYRICK.
12. CONSIDER APPROVAL OF AGREEMENTS FOR ENTERTAINERS AND INSTRUCTORS AT THE COMMUNITY CENTER.
13. CONSIDER APPROVAL OF AGREEMENT REVISIONS FOR OUTDOOR RENTALS AT THE COMMUNITY CENTER.
14. CONSIDER APPROVAL TO EXPEND FUNDS FROM THE COMMUNITY CENTER DOLLAR DONATION FUND FOR WINTER CARNIVAL RIDES.
15. CONSIDER APPROVAL OF BOARD APPOINTMENTS FOR TERM YEAR 2012 TO 2013.
16. CONSIDER APPROVAL FOR CITY TO PROVIDE FLU SHOT VACCINE FOR CITY EMPLOYEES
17. DISCUSSION AND/OR ACTION REGARDING RECENT ACTS OF VANDALISM AT THE SKATE PARK
18. DISCUSSION AND/OR ACTION ON AUTO ALLOWANCE AND EMPLOYEE COMPENSATION UNDER THE LOCAL GOVERNMENT EMPLOYMENT TAX REQUIREMENTS.
19. CONSIDER APPROVAL OF SCHEDULING FOR HOLIDAY EVENTS AND CLOSINGS
20. CONSIDER APPROVAL OF CITY ORGANIZATION AND JOB DESCRIPTIONS

**ORDINANCES / RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:**





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21. CONSIDER APPROVAL OF **ORDINANCE # 950-2012** ESTABLISHING A CODE OF ETHICS FOR ELECTED OFFICIALS AND BOARD MEMBERS.

22. CONSIDER APPROVAL OF **ORDINANCE # 953-2012** OF THE CITY OF RIVER OAKS AMENDING THE 2011-2012 ECONOMIC DEVELOPMENT CORPORATION (EDC) FISCAL BUDGET; AND PROVIDING FOR AN EFFECTIVE DATE.

23. CONSIDER APPROVAL OF **ORDINANCE NO. 954-2012** AMENDING THE 2011-2012 FY GENERAL FUND BUDGET FOR EMERGENCY REPAIR ON 2004 INTERNATIONAL GARBAGE TRUCK; AND PROVIDING FOR AN EFFECTIVE DATE.

24. CONSIDER APPROVAL OF **ORDINANCE NO. 955-2012** AMENDING THE 2011-2012 FY GENERAL FUND BUDGET FOR EXPENDITURES OF COURT TECHNOLOGY FUNDS.

**STAFF REPORTS:**

25. **STAFF REPORT ON SUBSTANDARD PROPERTIES UNDER COUNCIL ORDER:**

- 1129 ST. EDWARDS
- 1205 CHURCHILL
- 1409 LAWRENCE
- 4525 ALMENA
- 1712 LAWTHER

26. **REPORT ON SUBSTANDARD PROPERTIES UNDER ORDER OF BUILDING OFFICIAL:**

- 715 ISBELL
- 5032 SHERWOOD
- 620 WORTHVIEW
- 1609 NANCY LANE
- 809 GUSTAV
- 1619 YALE
- 4841 SHERWOOD

**QUESTIONS RELATED TO MONTHLY STAFF REPORTS INCLUDING:**



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27. **POLICE DEPT. MONTHLY ACTIVITY REPORT** INCLUDING PATROL ACTIVITY, RESPONSE CALLS, NUMBER OF CRIMINAL INVESTIGATION CASES, WARRANTS ISSUED AND ANIMAL CONTROL CALLS INCLUDING CITATIONS ISSUED.

28. **FIRE DEPT. REPORT** INCLUDING NUMBER OF CALLS FOR SERVICE.

29. **INSPECTIONS AND CODE COMPLIANCE ACTIVITY REPORTS** INCLUDING NUMBER OF PERMITS ISSUED AND CODE VIOLATIONS WORKED.

30. **LIBRARY ACTIVITY REPORT** INCLUDING NUMBER OF BOOKS, VIDEOS, PAPERBACKS, AND INCLUDING NUMBER OF PATRON ASSISTANCE.

31. **MUNICIPAL COURT** INCLUDING COURT ACTIVITY FROM FINES, BONDS, WARRANT FEES, COURT TAXES, COURT FEES, ARREST FEES, COURT SECURITY FEES, COURT TECHNOLOGY FEES, PAYMENT PLANS, STATE COURT COSTS AND AGENCY COLLECTION FEES.

32. **PUBLIC WORKS ACTIVITY REPORT** INCLUDING ROAD REPAIRS COMPLETED, SIGNS INSTALLED, WATER PRODUCTION, WATER MAIN AND SERVICE LEAKS REPAIRED, NUMBER OF FIRE HYDRANTS AND DEAD END LINES FLUSHED, NUMBER OF SEWER OVERFLOWS AND STOPPAGES, CUBIC TONS OF SOLID WASTE COMPACTED AND PUBLIC WORKS EQUIPMENT REPAIRS.

33. **PARK BOARD ACTIVITY REPORTS** INCLUDING BALLFIELD RENTALS, GRANT UPDATES AND QUESTIONS PERTAINING TO MINUTES FROM THE PARK BOARD.

34. **COMMUNITY CENTER ACTIVITY REPORTS** INCLUDING NUMBER OF COMMUNITY CENTER RENTALS, EVENTS AND ACTIVITIES.

35. **CITY SECRETARY ACTIVITY REPORT** INCLUDING REVENUE FROM SALES TAX, DOLLAR DONATIONS, EDC SALES TAX, TEX POOL AND CRIME SALES TAX.

36. **EDC ACTIVITY REPORT** INCLUDING FUNDED PROJECT UPDATES, UPCOMING PROJECTS AND BIG IMPROVEMENT GRANT APPLICATIONS.

37. **STORM WATER TASK FORCE ACTIVITY REPORT** INCLUDING ACTIONS TAKEN UNDER THE MS4 PERMIT, COMMUNITY EDUCATION AND PROMOTIONAL EVENTS REGARDING STORM WATER PREVENTION POLLUTION.

**PUBLIC FORUM:**

38. CITY COUNCIL INVITES CITIZENS TO SPEAK ON ANY TOPIC; HOWEVER, UNLESS THE ITEM IS SPECIFICALLY NOTED ON THIS AGENDA, THE CITY COUNCIL IS REQUIRED UNDER THE TEXAS OPEN MEETINGS ACT TO LIMIT ITS RESPONSE WITH A STATEMENT OF SPECIFIC FACTUAL INFORMATION, RECITING THE CITY'S EXISTING





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POLICY ON THAT ISSUE, OR DIRECTING THE PERSON MAKING THE INQUIRY TO VISIT WITH CITY STAFF ABOUT THE ISSUE. **NO COUNCIL DELIBERATION IS PERMITTED**

**EXECUTIVE SESSION:**

39. CONVENE IN EXECUTIVE SESSION PURSUANT TO CHAPTER 551, TEXAS GOVERNMENT CODE: THE COUNCIL RESERVES THE RIGHT TO CONVENE IN EXECUTIVE SESSION(S) FROM TIME TO TIME ON ANY POSTED AGENDA ITEM TO RECEIVE ADVICE FROM ITS ATTORNEY AS PERMITTED BY LAW DURING THIS MEETING. THE COUNCIL MAY CONVENE IN EXECUTIVE SESSION TO DISCUSS THE FOLLOWING:

- a. Section 551.071 Pending or contemplated litigation or to seek advice from attorney: **Advice from City Attorney regarding possible litigation on substandard properties at 1205 Churchill, 1409 Lawrence and 4525 Almena Rd.**
- b. Section 551.072 Discussion regarding possible sale, lease or acquisition of real estate:
- c. Section 551.074 Personnel matters – To deliberate the appointment, employment, evaluation, reassignment of duties, discipline or dismissal of a Public Officer or Employee or to hear a complaint or charge against an Officer or Employee.
- d. Section 551.076 Deliberation regarding security devices

**RECONVENE:**

40. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

**ADJOURN:**

41. ADJOURN

**This facility is wheelchair accessible and accessible parking spaces are available in front of City Hall. Please contact City Hall at 817-626-5421 if you have any questions or additional needs.**